

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, April 7, 2015, at 6:00 P.M. with Mayor Chip Johnson presiding. Aldermen present were: Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs. Also present for the meeting were: City Clerk Katie Harbin, City Attorney Kenny Stockton, City Engineer Joe Frank Lauderdale, Planning Director Jared Darby, Public Works Director Gary McElhannon, Assistant Public Works Director Bobby Burton, Henry Baily, Jim Seay, Robert Spears, Jr and Robert Long.

INVOCATION

Alderman Miller gave the invocation.

APPROVAL OF AGENDA

Agenda
City of Hernando
Mayor and Board of Alderman
Regular Meeting

April 7, 2015

6:00pm

- 1) Call the meeting to order
- 2) Invocation
- 3) Approve Agenda
- 4) Approve Docket of Claims No.'s 107414 – 107649 less 107432, 107433, 107441 and 107558
- 5) Approve Docket of Claims No.'s (Lauderdale) 107433 and 107558
- 6) Approve Docket of Claims No.'s (Miller) 107432 and 107441
- 7) Approve Minutes
- 8) Consent Agenda
 - A) Authorize Mayor, Board of Aldermen and the City Clerk to attend the CMO Elective Evening class on April 30, 2015 in Oxford, MS, also authorize to pay registration of \$25, no hotel will be needed.
 - B) Authorize to dispose of computer monitor, property number 02545
 - C) Authorize to add Jared Darby to the list of attendees to the 2015 MML Annual Conference in Biloxi, MS on June 21-25, 2015, also authorize to pay registration and travel expenses
 - D) Authorize a step increase raise of \$1.97 per hour for Micheal Furniss
 - E) Authorize a step increase and certification raise of \$2.46 per hour for Crystal Kester
- 9) Approve to Proclaim April 2015 for Safe Digging Month
- 10) Application for Plat Revision for South Central Subdivision, 5th Revision submitted by Lauderdale Engineering. The subdivision is comprised of one lot totaling 4.27 acres located on the west side of McIngvale Road just south of Commerce Street in Section 18, Township 3 South, Range 7 West. The property is currently zoned "C-2," Highway Commercial.

- 11) Authorize Chip Johnson, Katie Harbin, Carla Scallorn and Julie Harris signers on the Hernando Memorial Park Perpetual Fund, Tourism Fund, and Forfeiture Fund bank accounts
- 12) Authorize to accept the lowest and best quote for grass cutting at the interstate
- 13) Authorize to accept the lowest and best bid for the Knuckleboom Trash Loader and Dump Bed
- 14) Authorize to accept the lowest and best bid for the Montclair Drainage Project
- 15) Discussion of parking on Court Square
- 16) Executive session for potential litigation
- 17) Adjourn

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Hobbs to approve the agenda. A vote was taken with the following results:

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015.

APPROVE DOCKET OF CLAIMS NO.'S 107414 – 107649 LESS 107432, 107433 AND 107558

The Board of Aldermen were presented with a docket of claims No. 107414 – 107649 less 107432, 107433 and 107558 in the amount of \$2,041,783.61 for approval.

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant to approve the docket of claims for payment as presented. A vote was taken with the following results:

Those voting "Aye": Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Lauderdale.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015.

APPROVE DOCKET OF CLAIMS NO. 107433 AND 107558 (LAUDERDALE)

Alderman Lauderdale recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 107433 and 107558 in the amount of \$219,832.49 for approval.

Motion was duly made by Alderman Hobbs, and seconded by Alderwoman Brooks to approve the docket of claims for payment as presented. A vote was taken with the following results:

Those voting "Aye": Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015

APPROVE DOCKET OF CLAIMS NO. 107432 (MILLER)

Alderman Miller recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 107432 in the amount of \$39,779.61 for approval.

Motion was duly made by Alderman Hobbs, and seconded by Alderwoman Brooks to approve the docket of claims for payment as presented. A vote was taken with the following results:

Those voting "Aye": Alderman Bryant, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Lauderdale.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015

APPROVE MINUTES FROM THE REGULAR BOARD MEETING ON MARCH 17, 2015

Motion was duly made by Alderman Lauderdale and seconded by Alderman Miller to approve the Minutes from the regular Board Meeting on March 17, 2015 as presented. A vote was taken with the following results:

Those voting "Aye": Alderman Bryant, Alderman Miller, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Lauderdale.

Those voting "Nay": None.

Alderwoman Higdon abstained from voting.

ORDERED AND DONE this the 7th day of April, 2015

CONSENT AGENDA

- A) Authorize Mayor, Board of Aldermen and the City Clerk to attend the CMO Elective Evening class on April 30, 2015 in Oxford, MS, also authorize to pay registration of \$25, no hotel will be needed.
- B) Authorize to dispose of computer monitor, property number 02545
- C) Authorize to add Jared Darby to the list of attendees to the 2015 MML Annual Conference in Biloxi, MS on June 21-25, 2015, also authorize to pay registration and travel expenses
- D) Authorize a step increase raise of \$1.97 per hour for Micheal Furniss
- E) Authorize a step increase and certification raise of \$2.46 per hour for Crystal Kester

Motion was duly made by Alderman Hobbs, and seconded by Alderman Higdon to approve consent agenda. A vote was taken with the following results:

Those voting "Aye": Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Lauderdale, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015

APPROVE TO PROCLAIM APRIL 2015 SAFE DIGGING MONTH

PROCLAMATION

WHEREAS, each year, Mississippi's underground utility infrastructure is jeopardized by unintentional damage by those who fail to call to have underground lines located prior to digging. Undesired consequences such as service interruption, damage to the environment, personal injury and even death are the potential results; and

WHEREAS, Mississippi 811, Inc., promotes the national Call-Before-You-Dig number, 811, in an effort to reduce these damages. Designated by the FCC in 2005, 811 provides excavators and homeowners a simple number to reach their local one-call center to request utility line locations at the intended dig site; and

WHEREAS, through education of safe digging practices, excavators and homeowners can save time and money keeping our City safe and connected by making a simple call to 811 in advance of any digging project; waiting the required amount of time; respecting the marked lines by maintaining visual definition throughout the course of the excavation; and finally, digging with care around the marks; and

WHEREAS, all parties agree that safe digging is a shared responsibility. To know what's below, call 811 two working days before you dig.

NOW, THEREFORE, I, Mayor Johnson of the City of Hernando do hereby proclaim April 2015 as

SAFE DIGGING MONTH

In the City of Hernando we encourage excavators and homeowners throughout the City of Hernando to always call 811 before digging. Safe Digging is No Accident.

In witness whereof, I have hereunto set my hand and caused the Great Seal of City of Hernando to be affixed.

Done in City of Hernando on the 7th day of April, 2015.

Mayor Johnson, City of Hernando

Motion was duly made by Alderman Higdon, and seconded by Alderman McLendon to approve to proclaim April 2015 as Safe Digging Month. A vote was taken with the following results:

Those voting "Aye": Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015

APPLICATION FOR PLAT REVISION FOR SOUTH CENTRAL SUBDIVISION, 5TH REVISION SUBMITTED BY LAUDERDALE ENGINEERING. THE SUBDIVISION IS COMPRISED OF ONE LOT TOTALING 4.27 ACRES LOCATED ON THE WEST SIDE OF MCINGVALE ROAD JUST SOUTH OF COMMERCE STREET IN SECTION 18, TOWNSHIP 3 SOUTH, RANGE 7 WEST. THE PROPERTY IS CURRENTLY ZONED "C-2," HIGHWAY COMMERCIAL

Jared Darby presented the information on the Application for Plat Revision for South Central Subdivision, 5th revision submitted by Lauderdale Engineering. The Planning Commission approved.

Motion was duly made by Alderman Miller, and seconded by Alderman Higdon to approve the application for Plat Revision for South Central Subdivision, 5th revision submitted by Lauderdale Engineering, per the recommendation of the Planning Commission. A vote was taken with the following results:

Those voting "Aye": Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, and Alderman Higdon.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015

AUTHORIZE CHIP JOHNSON, KATIE HARBIN, CARLA SCALLORN AND JULIE HARRIS SIGNERS ON THE HERNANDO MEMORIAL PARK PERPETUAL FUND, TOURISM FUND, AND FORFEITURE FUND BANK ACCOUNTS

Motion was duly made by Alderwoman Brooks, and seconded by Alderman Hobbs to authorize Chip Johnson, Katie Harbin, Carla Scallorn and Julie Harris as signers on the Hernando Memorial Park Perpetual Fund, Tourism Fund, and Forfeiture Fund bank accounts. A vote was taken with the following results:

Those voting "Aye": Alderwoman Brooks, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, and Alderman McLendon.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015

AUTHORIZE TO ACCEPT THE LOWEST AND BEST QUOTE FOR GRASS CUTTING AT THE INTERSTATE

Motion was duly made by Alderman Hobbs, and seconded by Alderman Miller to authorize to accept the lowest and best quote for grass cutting at the Interstate from US Lawns for \$16,200.00. A vote was taken with the following results:

Those voting "Aye": Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, and Alderwoman Brooks.

Those voting "Nay":

ORDERED AND DONE this the 7th day of April, 2015

MAKE A FINDING THAT THE SCRIVENERS ERROR OF NOVEMBER 6, 2012 ON THE BID SPECIFICATIONS SHEET FOR THE KNUCKLEBOOM TRASH LOADER AND DUMP BED DID NOT AFFECT THE NUMBER OF BIDS RECEIVED

Kenny went over the bid results. There was a date error in the Bid Specifications pack. The first sheet, Notice to Bidders had the correct date listed, but in the bid specifications package, it listed a November 2012 date.

Motion was duly made by Alderman Miller, and seconded by Alderman Higdon to make a Finding that the Scriveners Error of November 6, 2012 on the Bid Specification sheet for the Knuckleboom Trash Loader and Dump Bed did not affect the number of bids received. A vote was taken with the following results:

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015

AUTHORIZE TO ACCEPT THE LOWEST AND BEST BID FOR THE KNUCKLEBOOM TRASH LOADER AND DUMP BED

Kenny went over the bid results. The Bid from Hol-Mac did not meet our specifications and would not meet the City's needs.

Alderman Miller verified with Kenny that our bid packets were not to where it would exclude any bidders.

Kenny Stockton answered no.

Alderman Miller requested that Kenny provide a letter that shows where the specifications were not meet with the Hol-Mac bid.

Kenny Stockton answered that he would reduce it to writing, and it would be better if Gary McElhannon signed it.

Alderman Higdon stated that the minutes should show we rejected the Hol-Mac bid because it didn't meet the specifications.

Motion was duly made by Alderman Miller, and seconded by Alderman Higdon to accept the lowest and best bid from River City Hydraulics in the amount of \$129,245.00. River City Hydraulics bid was the best because of the Hol-Mac bid being rejected because it did not meet the specifications. A vote was taken with the following results:

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015

AUTHORIZE TO ACCEPT THE LOWEST AND BEST BID FOR THE MONTCLAIR DRAINAGE PROJECT

Joe Frank Lauderdale presented the bid results to the Board and recommended Cleveland Construction as the lowest and best bid.

Alderwoman Brooks asked how much was the bond for?

Joe Frank Lauderdale answered that it was \$200,000.00.

Alderman Miller stated that there was not any extra money out there, this money was going to be for streets

Motion was duly made by Alderman Bryant, and seconded by Alderman Higdon to . A vote was taken with the following results:

Those voting "Aye": Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015

DISCUSSION OF PARKING ON COURT SQUARE

The Board held a discussion about parking on the Court Square.

Alderman Higdon stated that he has been approached by business owners on the square and they say customers don't have anywhere to park. Mr. Higdon stated that we should limit the time for parking on the square, have limited parking from 9-5. Alderman Higdon asked Alderman Lauderdale about what Oxford does for parking on their square.

Alderman Lauderdale answered that they have meters.

Alderwoman Brooks stated that Batesville has a 2 hour limit.

Mayor Johnson stated that the City Hall and Gale Center employees park in the back and side parking lots, we leave the front ones for customers.

Alderman McLendon stated that the Count Administrator did ask the employees to park at the Administration Building.

Alderman Hobbs stated that he thinks a 2 hour limit would work.

Alderman McLendon asked if we controlled the parking in front of the library.

Alderman Higdon stated that 1 ½ hours seemed good to him.

Mayor Johnson asked that if someone parks there to go into court, how we would handle them.

Alderman Miller stated that it needs to be a joint effort with the City and County. Mr. Miller also stated that it will be hard to enforce, we don't have enough officers to handle that.

Alderman Hobbs asked why we don't get meters. Mr. Hobbs stated that they will pay for themselves.

Mayor Johnson stated that might not help businesses, their customers will then have to pay to park. They probably won't like that. Mayor Johnson also stated that we draft a letter to MDOT or the County from the Board.

Alderman Lauderdale suggested that we do signage. He stated that if we had someone that continued to park there, we could talk with them. Mr. Lauderdale stated that we should speak with the county.

Mayor Johnson asked if there was anyone that would join a committee with Alderman Higdon and himself.

Alderwoman Brooks stated that McLendon said he would.

Mayor Johnson stated that the committee will get together and speak to the county, maybe with some business owners also, and get back with the Board.

GO INTO CLOSED SESSION FOR EXECUTIVE SESSION FOR POTENTIAL LITIGATION

Motion was duly made by Alderman Hobbs, seconded by Alderman Higdon to go into closed session for executive session for potential litigation. A vote was taken with the following results:

Those voting "Aye": Alderwoman Brooks, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, and Alderman McLendon.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015.

GO INTO EXECUTIVE SESSION FOR POTENTIAL LITIGATION

Motion was duly made by Alderman Higdon, seconded by Alderwoman Brooks to go into executive session for potential litigation. A vote was taken with the following results:

Those voting "Aye": Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, and Alderwoman Brooks.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015.

COME OUT OF EXECUTIVE SESSION FOR POTENTIAL LITIGATION

Motion was duly made by Alderman Hobbs, seconded by Alderman Higdon to come out of closed session for potential litigation. A vote was taken with the following results:

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of April, 2015.

POLICE PERSONNEL MATTER WITH OFFICER STEPHEN TOW

Motion was duly made by Alderman Hobbs, seconded by Alderwoman Brooks to lift the remaining suspension time for Officer Stephen Tow allowing him to return to work on his next regular rotation day. A vote was taken with the following results:

Those voting "Aye": Alderman Bryant, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": Alderman Lauderdale and Alderman Miller.

ORDERED AND DONE this the 7th day of April, 2015.

Alderman Lauderdale asked that the minutes show that his vote was the same as his prior vote on this matter.

ADJOURN

There being no further business at this time a motion was duly made by Alderman Lauderdale, seconded by Alderman Bryant to adjourn.

Motion passed with a unanimous vote of "Aye".

MAYOR CHIP JOHNSON

ATTEST:

KATIE HARBIN, CITY CLERK